SINGLE BENCH

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IN THE HIGH COURT OF JUDICATURE AT BILASPUR CHHATTISGARH

WRIT PETITION NO. 5516 / 2005

PETITIONER : K.C.Chouhan S/o K.R.Chowhan Aged about 46 years, Occup.-Upper Division Teacher R/o- Govt. Boys Higher Secondary School, Jaspur nagar, Distt- Jaspur (C.G).

P.R. No. 5820/05
Presented by Sanjay Agrawal
dated 10.11.05

VERSUES

RESPONDENTS : 1. State of Chhattisgarh Through Secretary, Tribal Welfare Department, D.K.S.Bhawan, Raipur (C.G.)

2. Assistant Commissioner. Trible and Welfare department Jashpur,Distt.Jashpur (C.G.)

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WRIT PETITION U/A 226/ 227 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF APPROPRIATE WRIT DIRECTION ORDER TO DO JUSTICE IN THE MATTER

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

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मामला क्रमांक W.P. 5516/05 सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	2-12-2005 Shri Sanjay Agrawal, counsel for the petitioner. Shri Sandeep Dubey, Govt. Advocate for the State. Heard. By this petition under Article 226/227 of the Constitution of India, the petitioner has challenged the order dated 27-10-2005 (Annexure-P/1) by which he has been transferred from Government Boys Higher Secondary School, Jashpur Nagar to Middle School, Jurtela, Block Development Jashpur. A bare perusal of the record, it reveals that the aforesaid order has been issued only on the ground that one Jaitram Navratana who was serving in Middle School, Jurtela was suspended and the petitioner was posted in place of Jaitram till further orders. The posting of the petitioner is an exigency of service and the order dated 27-10-2005 (Annexure-P/1) has been issued till making of alternative arrangement and there is no infirmity in the impugned order. It is also noted that without submitting any representation before the competent authorities, the petitioner has directly approached this Court. Having considered the facts and circumstances of the case, material on record and in view of the fact that the posting of the petitioner is an exigency of service, no interference under Article 226/227 of the Constitution of India is required. The petitioner may however, submit representation if so desire and if the same is submitted it be considered and decided on its own merits in accordance with law. With the aforesaid observations the petition stands disposed of. Consequently, M.(W.).P.No.4430/2005 also stands disposed of. **Sd/-** **Fakhruddin** **Judge**	

Gowri

[पीछे देखिये